

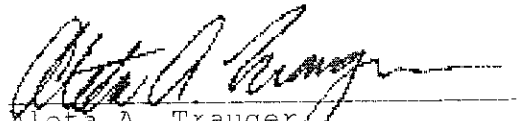
MICHAEL ALAN BURTON  
Movant,  
  
v.  
  
STATE OF TENNESSEE  
Respondent.

Case 3:09-cv-00521 Document 6 Filed 06/09/09 Page 1 of 2 PageID #: 65

authorized to make such a determination, or called into question by a federal court's issuance of a writ of habeas corpus. Heck v. Humphrey, 114 S.Ct. 2364, 2372 (1994). The movant has offered nothing to suggest that his continued confinement has already been successfully challenged in either a state or federal court. Therefore, the movant has failed to state a cognizable claim for relief.

When a prisoner proceeding in forma pauperis has failed to state a claim upon which relief can be granted, the Court is obliged to dismiss his action sua sponte. 28 U.S.C. § 1915(e)(2).

An appropriate order will be entered.

  
Aleta A. Trauger  
United States District Judge